

<b>FAX TRANSMISSION</b>		<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>OCT 05 2004</b>
<b>DATE:</b>		
<b>PTO IDENTIFIER:</b> Application Number 09/753,240-Conf. #8613 Patent Number		
<b>Inventor:</b> Jeffrey M. Wolinsky et al.		
<b>MESSAGE TO:</b> US Patent and Trademark Office		
<b>FAX NUMBER:</b> (703) 872-9306		
<b>FROM:</b> NUTTER MCCLENNEN & FISH LLP David J. Powsner		
<b>PHONE:</b> (617) 439-2000		
<b>Attorney Dkt. #:</b> 102310-0115		
<b>PAGES (Including Cover Sheet):</b> <u>3</u>		
<b>CONTENTS:</b>	Transmittal Letter (1 page) and Certificate of Transmission under 37 CFR 1.8 (1 page).	
<p>If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 439-2000 and send the original transmission to us by return mail at the address below.</p> <p>This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.</p> <p><b>NUTTER MCCLENNEN &amp; FISH LLP</b> World Trade Center West, 155 Seaport Boulevard, Boston, Massachusetts 02210-2604 Telephone: (617) 439-2000 Facsimile: (617) 310-9000</p>		

PTO/SB/97 (12-97)

Approved for use through 9/30/00. OMB 0851-0031

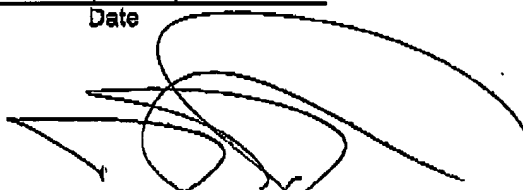
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 10/05/04  
Date

  
Signature

David J. Powsner  
Typed or printed name of person signing Certificate

**Note:** Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Transmittal Letter (1 page) and  
Certificate of Transmission under 37 CFR 1.8 (1 page).

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9806, on the date shown below.

Dated: 10/05/04 Signature: [Signature]  
(David J. Powsner)

Docket No.: 102310-0115  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jeffrey M. Wolinsky et al.

Application No.: 09/753,240

Filed: December 31, 2000

For: MACHINE VISION METHOD AND  
APPARATUS FOR THRESHOLDING  
IMAGES OF NON-UNIFORM MATERIALS

**RECEIVED**  
Group Art Unit: 2625 CENTRAL FAX CENTER  
OCT 05 2004  
Examiner: A. Tabatabai

**LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Per the undersigned's telephone conversation with Examiner Tabatabai today, the applicant understands that the application file is being scanned at the U.S. Patent and Trademark Office so no interview can occur at this time. The applicant also understands that the Examiner will take no further action on this case until after an interview takes place.

Dated: 10/5/04

Respectfully submitted,

By [Signature]  
David J. Powsner  
Registration No.: 31,868  
NUTTER MCCLENNEN & FISH LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, Massachusetts 02210-2604  
(617) 439-2000  
Attorney for Applicant

1367723.1

1367723